



**WASHINGTON STATE
DEPARTMENT OF HEALTH
EXAMINING BOARD OF PSYCHOLOGY
MEETING MINUTES**

MAY 5, 2006

LOCATION: Department of Health
310 Israel Road Southeast, Rooms 152 & 153
Tumwater, Washington 98501

BOARD MEMBERS PRESENT:

Jorge Torres-Saenz, Psy.D., Chair
Liang Tien, Psy.D., Vice Chair
Dean Funabiki, Ph.D.
Ray Harry, Public Member
Benjamin Johnson, Psy.D.
Darlene Madenwald, Public Member
Carol Pahlke, Ph.D.

BOARD MEMBERS ABSENT:

Tom Wall, Ph.D.

STAFF PRESENT:

Holly Rawnsley, Program Manager
Bob Nicoloff, Executive Director
Tammy Kelley, Disciplinary Manager
Sharon Strachan, Compliance Manager
Judy Young, Staff Attorney

AAG PRESENT:

Mark Calkins, Assistant Attorney General

1. CLOSED SESSION

9:11 a.m.

- 1.1 The board members met in closed session to work on the jurisprudence examination item bank.

1.2 STIPULATION TO INFORMAL DISPOSITION (STID)

Docket Number: 06-01-A-1042PY

Staff Attorney: Judy Young

The STID was not accepted as presented.

- 1.3 Board members met in their respective panels to discuss and determine whether the cases presented should be investigated, closed, or moved to the informal or formal resolution process. This included a working lunch for the board members from 11:45 a.m. to 12:45 p.m.

OPEN SESSION

2. CALL TO ORDER – Jorge Torres-Saenz, Psy.D., Chair **1:00 p.m.**

3. PETITION FOR REINSTATEMENT **1:05 p.m.**

- 3.1 Respondent: Mary L. Holscher, PY00000970

Docket Number: 93-08-A-0212PY

Staff Attorney: Judy Young

The board members decision will be announced in the order issued by the Health Law Judge.

4. APPROVAL OF AGENDA AND PREVIOUS MINUTES – Jorge Torres-Saenz, Chair
3:00 p.m.

- 4.1 The meeting agenda was approved as amended with the correction of the docket number for the STID as 06-01-A-1042PY. The agenda was also amended to discuss the agenda items in the following order: 6, 5, 8, and 7. Item 9 was tabled until the next meeting.

- 4.2 The March 31, 2006 meeting minutes were approved as written.

5. RULES DEVELOPMENT – Holly Rawnsley, Program Manager

- 5.1 The board members were updated on the progress of the drafting of the documents for the Barriers Bill CR102 rules package.
- 5.2 The board members were updated on the progress of the drafting of the documents for the Parental Evaluation CR102 rules package.
- 5.3 The board members reviewed the document comparing the APA Ethical Principles and the current RCWs and WACs governing the Examining Board of Psychology.

6. PROGRAM REPORTS – Program Staff

- 6.1 Budget Report
Holly Rawnsley provided the Board with a copy of the March 2006 Interim Operating Report. Ms. Rawnsley gave the current program balance as \$640,372. She also provided clarification on the direct charge codes of 6667 and 6768. The codes relate

to the reallocation of budgeted expenditures within an agency by transfers between programs. The board members asked for more detailed information on the reporting of the Legal Services time.

The Board was asked to approve delegation of signature authority to sign subpoenas to three members of the Investigative Services Unit. A motion was passed delegating the signing of subpoenas to David Magby, Chief Investigator, Don Painter, Assistant Chief Investigator and Jim Smith, Assistant Chief Investigator. The Board was also asked to approve the delegation of signing CR101 and CR102 rules forms along with several legal documents to Holly Rawnsley. A motion was passed to approve the delegation of the signing authority for those specific items to Holly Rawnsley.

Ms. Rawnsley also informed the board members that the board position appointment package was sent to the Governor's office on April 26th. Program has not received any new information on the pending appointments but indicated that public position candidates had been contacted and told the Governor's office was planning to move expeditiously with the appointments.

Ms. Rawnsley asked the board members to consider rescheduling the September 29, 2006 meeting date due to a conflict with the Department of Health Board, Commission and Committee meeting to be held on the same day. The board meeting date was rescheduled for September 22, 2006 and will be held in Tumwater as planned.

6.2 Executive Director Report

Robert Nicoloff, Executive Director discussed a memo from Mary Selecky, Secretary, Department of Health to Laurie Jenkins, Assistant Secretary, Department of Health, requesting Ms. Jenkins to convene a short-term task force and conduct a review of the registered counselor credential. The memo addresses the topics, at a minimum, Secretary Selecky would like to see addressed by the task force along with the requirements for the make-up of the task force.

Mr. Nicoloff discussed the Op-Ed piece sent by Secretary Selecky to The Seattle Times in response to the series of articles published by The Seattle Times on the Department of Health's handling of sexual misconduct by licensed providers.

Mr. Nicoloff provided a copy of the memo from Governor Gregoire to Secretary Selecky outlining the actions she would like Secretary Selecky to take to assist with the Government Management, Accountability and Performance progress report forum in July.

Mr. Nicoloff provided a copy of the memo from Governor Gregoire to Brian Sonntag, State Auditor, asking Auditor Sonntag to conduct a performance audit of the current health professions discipline process and to identify areas of improvement. The memo addresses the areas Governor Gregoire would like to see included in the external audit.

Mr. Nicoloff provided a copy of Governor Gregoire's Executive Order 06-03, Investigation of Health Professional Sexual Misconduct issued on May 4, 2006. The executive order requests Washington State's health profession disciplining authorities to work collaboratively with Secretary Selecky to establish a comprehensive definition of sexual misconduct, establish comprehensive protocols for investigating allegations of sexual misconduct and to provide an annual report to the Governor on the application of these tasks.

6.3 BC Leadership Conference

Mr. Nicoloff reported on the Board and Commission Leadership Conference held on April 26, 2006 in Kent. Drs. Torres-Saenz and Tien attended the conference as representatives of the Examining Board of Psychology. Drs. Torres-Saenz and Tien gave their perspective of the conference.

As a result of the conference and hearing about other boards and commissions work with the respective associations, Dr. Tien would like to discuss, as a future agenda item, a more collaborative relationship with the Washington State Psychological Association (WSPA). Dr. Tien would also like to have a meeting between members of the WSPA's executive team and the Examining Board of Psychology leadership along with Bob Nicoloff and Holly Rawnsley.

6.4 Disciplinary Report

Tammy Kelley, Disciplinary Manager, provided the board members with a copy of the current report on disciplinary statistics. Sharon Strachan, Compliance Manager, provided the board members with a copy of the current report on compliance statistics.

6.5 Case Management Discussion

Ms. Kelley provided the board members with a copy of the guidelines for presentation of cases previously presented by Judy Young, Staff Attorney. She also presented the board members with the disciplinary process flow chart.

6.6 Hearing Dates Discussion

Ms. Kelley discussed how disciplinary hearings are scheduled and how the dates for hearings are selected. She also asked board members to pick a date for a one day hearing to be held in Tumwater in October. The board members chose the date of October 13, 2006.

7. NEW PSYCHOLOGIST TRAINING – Carol Pahlke, Ph.D., Board Member

- 7.1** Dr. Pahlke discussed the orientation training scheduled for June 1, 2006 to be held in Vancouver. Dr. Pahlke requested that the invitation to the training be sent to all active, licensed psychologists in Washington State. Ms. Kelley will present at the training along with Drs. Pahlke, Tien and Wall. Ms. Rawnsley will send the most recently used presentation information to the presenters so that they may update it as necessary. The invitations for the training will be sent within the next two weeks.

The board member's requested that information on the most frequent types of complaints and information on how to prevent complaints be included in this year's trainings. They also requested to have a copy the disciplinary process flow chart included in the training materials.

8. ASPPB – Jorge Torres-Saenz, Psy.D., Chair

This agenda item was tabled until the next meeting.

9. COMMITTEE WORK – Jorge Torres-Saenz, Psy.D., Chair

This agenda item was tabled until the next meeting.

10. FUTURE AGENDA ITEMS – Jorge Torres-Saenz, Psy.D., Chair

The board members did not discuss any new items during this time.

11. ADJOURNMENT – Jorge Torres-Saenz, Psy.D., Chair

The meeting adjourned at 4:16 p.m.

Submitted by:

Holly Rawnsley, Program Manager
Examining Board of Psychology

Approved by:

Jorge Torres-Saenz, Psy.D., Chair
Examining Board of Psychology